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असाधारण

EXTRAORDINARY

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PART II—Section 2

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

LOK SABHA

The following Bills were introduced on 14th December, 2012:—

BILL No. 139 OF 2012

A Bill further to amend the Constitution (Scheduled Tribes) Order, 1950 to modify the list of Scheduled Tribes in the States of Kerala and Chhattisgarh.

BE it enacted by Parliament in the Sixty-third Year of the Republic of India as follows:—

1. This Act may be called the Constitution (Scheduled Tribes) Order (Second Amendment) Act, 2012. Short title.

C.O. 22.

2. In the Schedule to the Constitution (Scheduled Tribes) Order, 1950,—

(a) in Part VII.— *Kerala*, after entry 27, insert—

“28. Marati (of the Hosdurg and Kasargod Taluks of Kasargod District);”

(b) in Part XX.— *Chhattisgarh*,—

(i) in entry 16, after “Asur,” insert “Abhuj Maria,”;

(ii) in entry 27, after “Korwa,” insert “Hill Korwa.”

Amendment of Part VII and Part XX of Constitution (Scheduled Tribes) Order, 1950.

STATEMENT OF OBJECTS AND REASONS

Clause (25) of article 366 of the Constitution defines, "Scheduled Tribes" as under:— "Scheduled Tribes" means such tribes or tribal communities or parts of or groups within such tribes or tribal communities as are deemed under article 342 to be Scheduled Tribes for the purposes of this Constitution.

2. Article 342 of the Constitution provides as under:—

"Scheduled Tribes.— (1) The President may with respect to any State or Union territory, and where it is a State, after consultation with the Governor thereof, by public notification, specify the tribes or tribal communities or parts of or groups within tribes or tribal communities which shall for the purposes of this Constitution be deemed to be Scheduled Tribes in relation to that State or Union territory, as the case may be.

(2) Parliament may by law include in or exclude from the list of Scheduled Tribes specified in a notification issued under clause (1) any tribe or tribal community or part of or group within any tribe or tribal community, but save as aforesaid a notification issued under the said clause shall not be varied by any subsequent notification."

3. In view of the above constitutional provisions, the first list of Scheduled Tribes in Kerala was notified *vide* the Scheduled Castes and Scheduled Tribes Lists (Modification) Order, 1956. It was further amended/modified through the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1976 [No. 108 of 1976] (dated 18th September, 1976). The 'Marati' community was excluded from the list of Scheduled Tribes of Kerala *vide* the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 2002 (No. 10 of 2003) (dated 07th January, 2003).

4. The communities of "Abujh Maria" and "Hill Korwa" identified as Particularly Vulnerable Tribal Groups have not been enlisted in the list of Scheduled Tribes of the State of Chhattisgarh.

5. To fulfil the long standing demand for re-inclusion of 'Marati' community in the list of Scheduled Tribes in the State of Kerala, it is proposed on the recommendation of the State of Kerala to amend Part VII, of the Schedule to the Constitution (Scheduled Tribes) Order, 1950 relating to Kerala and insert a new entry at Sl. No. 28 as—'Marati' (of the Hosdurg and Kasargod Taluks of Kasargod District).

6. To fulfil the long standing demand for granting Scheduled Tribe status to the Particularly Vulnerable Tribal Groups namely "Abujh Maria" and "Hill Korwa" in the list of Scheduled Tribes in the State of Chhattisgarh, it is proposed on the recommendation of the State of Chhattisgarh to amend the entry at Sl. Nos. 16 and 27 occurring under Part XX of the Schedule to the Constitution (Scheduled Tribes) Order, 1950, relating to Chhattisgarh and insert a new entry "Abujh Maria" after Asur at Sl. No. 16 and a new entry at Sl No. 27 of "Hill Korwa" after Korwa.

7. The Bill seeks to achieve the aforesaid objects.

NEW DELHI;
The 11th December, 2012.

V. KISHORE CHANDRA DEO

FINANCIAL MEMORANDUM

The Bill seeks to amend the Constitution (Scheduled Tribes) Order, 1950 by inserting a new entry at Sl. No. 28 in the list of Scheduled Tribes of Kerala State as—'Marati' (of the Hosdurg and Kasargod Taluks of Kasargod District) and in the list of Scheduled Tribes of Chhattisgarh State, a new entry "Abujh Maria" after Asur at Sl. No. 16 and a new entry of "Hill Korwa" after Korwa at Sl. No. 27.

2. The amendment in the list of Scheduled Tribes of Kerala and Chhattisgarh will entail additional recurring expenditure from the Consolidated Fund of India on account of benefits likely to be provided to the persons belonging to 'Marati', 'Abujh Maria' and 'Hill Korwa' communities out of continuing schemes meant for the welfare of the Scheduled Tribes. The same will be accommodated within the Annual Plan and non-Plan outlay of the Ministry.

BILL NO. 138 OF 2012

A Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 2012-13.

BE it enacted by Parliament in the Sixty-third Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Appropriation (No. 4) Act, 2012.

Issue of
Rs. 3211950,00,000
out of the
Consolidated
Fund of India
for the
financial year
2012-13.

2. From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of thirty-two thousand one hundred nineteen crores and fifty lakh rupees only towards defraying the several charges which will come in the course of payment during the financial year 2012-13 in respect of the services specified in column 2 of the Schedule.

Appropriation.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE
(See sections 2 and 3)

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Department of Agriculture and Cooperation Revenue	1,00,000	..	1,00,000
2	Department of Agricultural Research and Education... Revenue	1,00,000	..	1,00,000
3	Department of Animal Husbandry, Dairying and Fisheries Revenue	..	71,00,000	71,00,000
6	Department of Chemicals and Petrochemicals Revenue	2,50,00,000	..	2,50,00,000
7	Department of Fertilizers Revenue	1,00,000	..	1,00,000
9	Ministry of Civil Aviation Capital	2000,00,00,000	..	2000,00,00,000
10	Ministry of Coal Revenue	1,00,000	..	1,00,000
	Capital	65,00,00,000	..	65,00,00,000
11	Department of Commerce Revenue	2,00,000	3,00,000	5,00,000
12	Department of Industrial Policy and Promotion Revenue	3,00,000	..	3,00,000
13	Department of Posts Revenue	1,00,000	54,00,000	55,00,000
	Capital	..	3,00,000	3,00,000
14	Department of Telecommunications Revenue	1,00,000	87,65,00,000	87,66,00,000
16	Department of Consumer Affairs Revenue	10,01,00,000	..	10,01,00,000
19	Ministry of Culture Revenue	3,00,000	..	3,00,000
20	Ministry of Defence Revenue	1,00,000	..	1,00,000
23	Defence Services—Navy Revenue	..	7,00,00,000	7,00,00,000
24	Defence Services—Air Force Revenue	..	3,00,00,000	3,00,00,000
27	Capital Outlay on Defence Services Capital	1,00,000	..	1,00,000
29	Ministry of Earth Sciences Capital	2,00,000	..	2,00,000
30	Ministry of Environment and Forests Revenue	3,00,000	..	3,00,000
	Capital	1,00,000	..	1,00,000
31	Ministry of External Affairs Revenue	1,00,000	..	1,00,000
	Capital	365,00,00,000	..	365,00,00,000
32	Department of Economic Affairs Revenue	118,35,00,000	..	118,35,00,000
	Capital	4,00,000	..	4,00,000
33	Department of Financial Services Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
41	Department of Revenue Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
42	Direct Taxes Revenue	230,32,00,000	..	230,32,00,000
	Capital	1,00,000	..	1,00,000
43	Indirect Taxes Revenue	53,90,00,000	..	53,90,00,000
	Capital	1,00,000	..	1,00,000
45	Ministry of Food Processing Industries Revenue	2,00,000	..	2,00,000
46	Department of Health and Family Welfare Revenue	3,75,00,000	..	3,75,00,000
48	Department of Health Research Revenue	1,00,000	..	1,00,000
50	Department of Heavy Industry Revenue	1,00,000	..	1,00,000
	Capital	1,00,000	..	1,00,000
52	Ministry of Home Affairs Revenue	1,00,000	..	1,00,000
53	Cabinet Revenue	20,00,00,000	..	20,00,00,000
	Capital	30,13,00,000	..	30,13,00,000
54	Police Revenue	4,00,000	8,15,00,000	8,19,00,000
	Capital	2,00,000	..	2,00,000
57	Ministry of Housing and Urban Poverty Alleviation ... Revenue	1,00,000	..	1,00,000

1	2	3		
		Sums not exceeding		
No. of Vote	Services and purposes	Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
58	Department of School Education and Literacy Revenue	2,00,000	..	2,00,000
59	Department of Higher Education Revenue	104,03,00,000	..	104,03,00,000
60	Ministry of Information and Broadcasting Revenue	4,71,00,000	..	4,71,00,000
	Capital	1,00,000	..	1,00,000
61	Ministry of Labour and Employment Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
62	Election Commission Revenue	1,00,000	..	1,00,000
	Capital	5,00,00,000	..	5,00,00,000
	Charged.— <i>Supreme Court of India</i> Revenue	..	9,50,00,000	9,50,00,000
65	Ministry of Micro, Small and Medium Enterprises .. Revenue	1,00,000	..	1,00,000
66	Ministry of Mines Revenue	1,00,000	..	1,00,000
	Capital	79,46,00,000	..	79,46,00,000
68	Ministry of New and Renewable Energy Revenue	110,26,00,000	..	110,26,00,000
72	Ministry of Personnel, Public Grievances and Revenue	30,00,00,000	1,87,00,000	31,87,00,000
	Pensions			
73	Ministry of Petroleum and Natural Gas Revenue	28500,00,00,000	..	28500,00,00,000
	Charged.— <i>Staff, Household and Allowances</i> <i>of the President</i> Revenue	..	96,00,000	96,00,000
77	Lok Sabha Revenue	38,40,00,000	..	38,40,00,000
81	Ministry of Road Transport and Highways Capital	..	23,00,00,000	23,00,00,000
82	Department of Rural Development Revenue	2,00,000	..	2,00,000
85	Department of Science and Technology Revenue	1,00,000	..	1,00,000
88	Ministry of Shipping Revenue	1,00,000	..	1,00,000
89	Ministry of Social Justice and Empowerment Revenue	1,00,000	..	1,00,000
90	Department of Space Capital	1,00,000	..	1,00,000
91	Ministry of Statistics and Programme Implementation Revenue	1,00,000	..	1,00,000
92	Ministry of Steel Revenue	125,68,00,000	..	125,68,00,000
93	Ministry of Textiles Revenue	3,00,000	..	3,00,000
	Capital	3,00,00,000	..	3,00,00,000
96	Andaman and Nicobar Islands Revenue	76,72,00,000	..	76,72,00,000
97	Chandigarh Revenue	3,00,000	..	3,00,000
	Capital	6,00,000	..	6,00,000
101	Department of Urban Development Revenue	1,00,000	..	1,00,000
102	Public Works Capital	1,00,000	..	1,00,000
104	Ministry of Water Resources Revenue	1,00,000	..	1,00,000
105	Ministry of Women and Child Development Revenue	2,00,000	..	2,00,000
106	Ministry of Youth Affairs and Sports Revenue	3,00,000	..	3,00,000
	TOTAL	31977,06,00,000	142,44,00,000	32119,50,00,000

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 114 (1) of the Constitution of India, read with article 115 thereof, to provide for the appropriation out of the Consolidated Fund of India of the moneys required to meet the supplementary expenditure charged on the Consolidated Fund of India and the grants made by the Lok Sabha for expenditure of the Central Government, excluding Railways, for the financial year 2012-13.

P. CHIDAMBARAM

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF
THE CONSTITUTION OF INDIA

[Copy of letter No. 4(16)-B(SD)/2012, dated 6th December, 2012 from
Shri P. Chidambaram, Minister of Finance to the Secretary-General, Lok Sabha]

The President, having been informed of the subject matter of the proposed Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 2012-13, recommends under article 117(1) and (3) of the Constitution, the introduction of the Appropriation (No. 4) Bill, 2012, in Lok Sabha and also the consideration of the Bill.

T.K. VISWANATHAN,
Secretary-General.